THE HON'BLE MR JUSTICE ELIPE DHARMA RAO

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Writ Petition No. 18302 of 2005

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Dated: 18th August, 2005.

Between:

Sravanam Naga Mavullaiah

..... PETITIONER

AND

1. The District Collector, Machilipatnam, Krishna District,

and others

.....RESPONDENTS

O R D E R :

Against the order passed by the Mandal Revenue Officer, Mudinepalli Mandal, Krishna District, dated 10-07-2005, an appeal was filed by the petitioner before the Revenue Divisional Officer, Gudiwada, Krishna District, in the month of August, 2005. Pending the appeal, the second respondent is insisting the petitioner to stop the agricultural operations in the land in question.

Heard the learned counsel appearing for the petitioner and the learned Government Pleader for Revenue appearing on behalf of the respondents.

It is the case of the petitioner that he is in possession and enjoyment of the land in question i.e. an extent of Ac.0.27 cents in R.S.No.338/3-B and Ac.0.30 cents

in R.S.No.338/3-A situated at Chigurukota village, Mudinepally Mandal, Krishna District, having obtained the same by way of registered sale deeds and ever since he has been in continuous peaceful possession and enjoyment of the same and the second respondent also issued pattadar pass book in his favour after verification of the documents. According to the second respondent, the petitioner purchased the land contrary to the provisions of the A.P. Assigned Lands (Prohibition of Transfer) Act, 1977 and passed the impugned orders against the petitioner.. Hence, the writ petition to direct the respondents not to dispossess the petitioner from the land in question.

Since the appeal filed by the petitioner is pending consideration before the Revenue Divisional Officer, Gudivada, Krishna District, I deem it appropriate to dispose of the writ petition, at the admission stage, directing the third respondent-Revenue Divisional Officer to dispose of the appeal, in accordance with law, within a period of twelve weeks from the date of receipt of a copy of the Order after giving an opportunity of being heard to the petitioner and the affected parties. Till such time, the respondents are directed not to dispossess the petitioner from the land in question.

With the above direction, the writ petition is disposed of. No costs.

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ELIPE DHARMA RAO, J.

Dated: 18th August, 2005.

NOTE:

Issue wire at party's costs.

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